



## *Report to the Auburn City Council*

Action Item

3

Agenda Item No.

City Manager Approval

**To:** Mayor and City Council Members  
**From:** Jack Warren, Director of Public Works/City Engineer  
Bernie Schroder, Engineering Division Manager  
**Date:** November 16, 2009  
**Subject:** PG&E Easements for Rule 20A Undergrounding

### *The Issue*

Shall the City Council authorize the Public Works Director to execute easement documents with Pacific Gas and Electric Company for infrastructure due to undergrounding within City of Auburn property (APN 002-145-016 and 002-145-027)?

### *Conclusion and Recommendation*

Staff recommends that the City Council, BY RESOLUTION, authorize the Director of Public Works to execute easement documents with the Pacific Gas and Electric Company (PG&E) for infrastructure due to undergrounding within City of Auburn property (APN 002-145-016 and 002-145-027).

### *Background*

PG&E placed infrastructure for the Rule 20A Undergrounding portion of the Streetscape project. Part of this undergrounding work is within City of Auburn property. APN 002-145-016 is the City of Auburn parking lot adjacent to Big-O Tires and APN 002-145-027 is City of Auburn driveway adjacent to the pizza restaurant on Lincoln Way.

PG&E's easement documents provide PG&E with the right to install and maintain the proposed facilities and contains standard conditions that are necessary to assure the safety and operational requirements are continuously met.

### *Alternatives Available to Council; Implications of Alternatives*

1. Adopt Staff Recommendations.
2. Adopt Amended Recommendations.
3. Do not adopt recommendations

### *Fiscal Impact*

There is no fiscal impact.

**Attachments**

Exhibit A – PG&E Easement Documents

RECORDING REQUESTED BY AND RETURN TO:

**PACIFIC GAS AND ELECTRIC COMPANY**  
**Land Services Office**  
**343 Sacramento Street**  
**Auburn, CA 95603**

Location: City/Uninc \_\_\_\_\_

Recording Fee \$ \_\_\_\_\_

Document Transfer Tax \$ \_\_\_\_\_

☐ This is a conveyance where the consideration and Value is less than \$100.00 (R&T 11911).

☐ Computed on Full Value of Property Conveyed, or

☐ Computed on Full Value Less Liens

& Encumbrances Remaining at Time of Sale

\_\_\_\_\_  
Signature of declarant or agent determining tax

(SPACE ABOVE FOR RECORDER'S USE ONLY)

LD# 2112-08-

EASEMENT DEED

CITY OF AUBURN, a public body of the State of California,

hereinafter called first party, hereby grants to PACIFIC GAS AND ELECTRIC COMPANY, a California corporation, and PACIFIC BELL TELEPHONE COMPANY, a California corporation, dba AT&T California, hereinafter called second party, the right from time to time to construct, reconstruct, install, inspect, maintain, replace, remove, and use facilities of the type hereinafter specified, together with a right of way therefor, within the easement area as hereinafter set forth, and also ingress thereto and egress therefrom, over and across the lands of first party situate in the city of Auburn, county of Placer, state of California, described as follows:

(APN 002-145-016 and 027)

The two parcels of land, one described in the quitclaim deed from Bank of America National Trust and Savings Association to City of Auburn dated January 26, 1970, and recorded in Book 1288 of Official Records at page 472, and the other conveyed by Placer Savings Bank to City of Auburn by deed dated April 9, 1993, and recorded as Official Records Series No. 93-44451, Placer County Records.

Said facilities and easement area are described as follows:

Such underground conduits, pipes, manholes, service boxes, wires, cables, and electrical conductors; aboveground marker posts, risers, and service pedestals; underground and aboveground switches, fuses, terminals, and transformers with associated concrete pads; and fixtures and appurtenances necessary to any and all thereof, as second party deems necessary for the distribution of electric energy and communication purposes located within the strips of land of the uniform width of 10.0 feet, the center lines of which are delineated by the heavy dashed lines and designated STRIP 1, 2, 3 and 4, and within the parcels of land outlined by the heavy dashed and dotted lines designated PARCEL 1 and 2, shown upon the prints of second party's drawing marked EXHIBIT "A" sheets 1 and 2 of 2 sheets, attached hereto and made a part hereof; excepting therefrom the portions thereof lying outside the boundary line of said parcels of land.

First party further grants to and confirms in second party all necessary rights for second party's existing poles, wires and other appurtenances located on said lands.

PG & E CO. COPY

First party further grants to second party the right, from time to time, to trim or to cut down any and all trees and brush now or hereafter within said easement area, and shall have the further right, from time to time, to trim and cut down trees and brush along each side of said easement area which now or hereafter in the opinion of second party may interfere with or be a hazard to the facilities installed hereunder, or as second party deems necessary to comply with applicable state or federal regulations.

First party shall not erect or construct any building or other structure or drill or operate any well within said easement area.

The legal description herein, or the map attached hereto, defining the location of this utility distribution easement, was prepared by Pacific Gas and Electric Company pursuant to Section 8730 (c) of the Business and Professions Code.

The provisions hereof shall inure to the benefit of and bind the successors and assigns of the respective parties hereto.

Dated: \_\_\_\_\_, \_\_\_\_\_.

CITY OF AUBURN

By \_\_\_\_\_

\_\_\_\_\_  
Print Name and Title

By \_\_\_\_\_

\_\_\_\_\_  
Print Name and Title

I hereby certify that a resolution was adopted  
On the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ by the

\_\_\_\_\_  
Authorizing the foregoing grant of easement.

By \_\_\_\_\_

Title \_\_\_\_\_

North Valley, Area 6, Sierra Division  
Auburn Land Service Office  
Underground Electric Distribution  
SW1/4 of the SE1/4 Section 10, T.12N. R.8E., MDM  
FERC License Number: Not Applicable  
PG&E Drawing Number: 30642311  
PLAT No.: U-9-6  
LD of any affected documents: Not Applicable  
LD of any Cross-referenced documents: Not Applicable  
TYPE OF INTEREST: 3, 4, 43

SBE Parcel Number: Not Applicable  
(For Quitclaims, % being quitclaimed): Not Applicable  
Order # or PM #: 30642311  
JCN: Not Applicable  
County: Placer  
Utility Notice Numbers: Not Applicable  
851 Approval Application No. NA Decision NA  
Prepared By: Gil Yamzon  
Checked By:  
Revision Number: Not Applicable

State of California  
County of \_\_\_\_\_ )

On \_\_\_\_\_, before me, \_\_\_\_\_,  
Here insert name and title of the officer

personally appeared \_\_\_\_\_  
\_\_\_\_\_

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

\_\_\_\_\_  
Signature of Notary Public

(Seal)

**CAPACITY CLAIMED BY SIGNER**

- ☐ Individual(s) signing for oneself/themselves
- ☐ Corporate Officer(s) of the above named corporation(s)
- ☐ Trustee(s) of the above named Trust(s)
- ☐ Partner(s) of the above named Partnership(s)
- ☐ Attorney(s)-in-Fact of the above named Principal(s)
- ☐ Other \_\_\_\_\_

NOTE  
BASIS OF BEARINGS  
MAP OF FREEMAN TRACT  
BOOK A MAPS PAGE 3

# EXHIBIT "A" Sheet 1 of 2

--- EASEMENT AREA  
CENTERLINE OF 10.0 FOOT WIDE STRIP  
ELECTRIC/UNDERGROUND FACILITIES

EXISTING POLE TO REMAIN

CITY OF AUBURN  
Deed dated April 9, 1993  
O.R. Series No. 93-44451

(PER 93-44451  
N 8° 31' 30" E)  
PROPERTY LINE  
SEE NOTE

EXISTING POLE  
TO REMAIN

CITY OF AUBURN  
Quitclaim Deed dated Jan. 26, 1970  
Book 1288 O.R. page 472  
ASSESSOR'S PARCEL NO.  
002-145-027

RINGGOLD  
APN 002-

LINE DATA TABLE - PARCEL 1

Course	Bearing	Distance
1	N 8° 15' E	30.0'
2	N 81° 45' W	21.4'
3	S 8° 15' W	41.5'
4	N 69° 51' E	24'+/-

STRIP 1

PT. "B"

PT. "A"

EASEMENT AREA  
PARCEL 2  
17' x 8'

APN 002-145-016

EASEMENT AREA  
PARCEL 1

Match Line  
Sheet 2 of 2

Lincoln Way

TIE: S 69° 51' W 9.5'  
SOUTHEAST CORNER  
O.R. 93-44451  
MOST SOUTHERLY CORNER  
OF CRANDALL AVENUE AS  
DEPICTED ON MAP OF FREEMAN  
TRACT BOOK A MAPS PAGE 3  
& DESCRIBED IN QUITCLAIM  
DEED DATED MAY 26, 2009,  
O.R. 2009-57362

UNLESS OTHERWISE SHOWN  
ALL COURSES EXTEND TO OR  
ALONG BOUNDARIES OR LINES

PROJECT

LINCOLN WAY AND HIGH STREET RULE 20

SCALE

DATE

1" = 40'

8/24/09

SECTION

TOWNSHIP

RANGE

MERIDIAN

COUNTY OF: PLACER

CITY OF: AUBURN

SW/SE/10

12N.

8E.

MDM

F.B.:

DR.BY: GPY

CH.BY: VAW

PLAT MAP U-9-6

PG&E

SIERRA  
DIVISION

30642311  
AUTHORIZ

30642311  
DRAWING NO.

REFERENCES

**EXHIBIT "A"**  
**Sheet 2 of 2**

EXISTING POLE LINE  
TO REMAIN

NOTE  
BASIS OF BEARINGS  
MAP OF FREEMAN TRACT  
BOOK A MAPS PAGE 3

EASEMENT AREA  
CENTERLINE OF 10.0 FOOT WIDE STRIP  
ELECTRIC UNDERGROUND FACILITIES

CITY OF AUBURN  
APN 002-145-005

922 LINCOLN STREET  
APN 002-145-011

CITY OF AUBURN  
Quitclaim Deed dated Jan. 26, 1970  
Book 1288 O.R. page 472  
ASSESSOR'S PARCEL NO.  
002-145-027

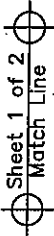
RINGGOLD PROPERTIES  
APN 002-145-013

MOST  
SOUTHEASTERLY  
CORNER  
2368 OR 269

LINE DATA TABLE - PARCEL 1

Course	Bearing	Distance
1	N 8° 15' E	30.0'
2	N 81° 45' W	21.4'
3	S 8° 15' W	41.5'
4	N 69° 51' E	24'+/-

81°45' E  
+/-  
RIP 2



Sheet 1 of 2  
Match Line

High Street

Lincoln Way

UNLESS OTHERWISE SHOWN  
ALL COURSES EXTEND TO OR  
ALONG BOUNDARIES OR LINES

PROJECT

**LINCOLN WAY AND HIGH STREET RULE 20**

SCALE

DATE

1" = 40'

8/24/09

SECTION

TOWNSHIP

RANGE

MERIDIAN

COUNTY OF: PLACER

CITY OF:

AUBURN

SW/SE/10

12N.

8E.

MDM

F.B.:

DR.BY:

GPY

CH.BY:

VAW

PLAT MAP U-9-6

**PG&E**

SIERRA  
DIVISION

30642311  
AUTHORIZ

30642311  
DRAWING NO.

RESOLUTION NO. 09-

RESOLUTION AUTHORIZING THE EXECUTION OF EASEMENT DOCUMENTS  
WITH PACIFIC GAS AND ELECTRIC COMPANY FOR INFRASTRUCTURE DUE TO  
RULE 20A UNDERGROUNDING.

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THE CITY COUNCIL OF THE CITY OF AUBURN DOES HEREBY RESOLVE:

That the City Council of the City of Auburn does hereby authorize the  
Public Works Director to execute easement documents with Pacific Gas and  
Electric Company for infrastructure due to the undergrounding within City of  
Auburn property (APN 002-145-016 and 002-145-027).

A true and correct copy of said easement documents is attached hereto as  
Exhibit "A."

DATED: November 23, 2009

\_\_\_\_\_  
J.M. Holmes, Chairman

ATTEST:

\_\_\_\_\_  
Joseph G. R. Labrie, Secretary

I, Joseph G. R. Labrie, City Clerk of the City of Auburn, hereby certify  
that the foregoing resolution was duly passed at a regular session meeting of  
the City Council of the City of Auburn held on the 23<sup>rd</sup> day of November 2009  
by the following vote on roll call:

Ayes:

Noes:

Absent:

\_\_\_\_\_  
Joseph G. R. Labrie, City Clerk